

111TH CONGRESS  
2D SESSION

# H. R. 5751

To amend the Lobbying Disclosure Act of 1995 to require registrants to pay an annual fee of \$50, to impose a penalty of \$500 for failure to file timely reports required by that Act, to provide for the use of the funds from such fees and penalties for reviewing and auditing filings by registrants, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 15, 2010

Ms. KILROY introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Lobbying Disclosure Act of 1995 to require registrants to pay an annual fee of \$50, to impose a penalty of \$500 for failure to file timely reports required by that Act, to provide for the use of the funds from such fees and penalties for reviewing and auditing filings by registrants, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Fee on Lobbyists Act”.

1 **SEC. 2. ANNUAL FEE FOR REGISTRANTS UNDER LOBBYING**  
2 **DISCLOSURE ACT OF 1995.**

3 (a) IN GENERAL.—Section 4 of the Lobbying Dislo-  
4 sure Act of 1995 (2 U.S.C. 1603) is amended by adding  
5 at the end the following:

6 “(d) REGISTRATION FEES.—Each registrant shall  
7 pay, for each registration filed under this section, a fee  
8 of \$25 to the Clerk of the House of Representatives and  
9 \$25 to the Secretary of the Senate—

10 “(1) when the registrant files the registration  
11 under subsection (a); and

12 “(2) when filing the report under section 5(a)  
13 for the first quarterly period beginning on January  
14 1 of each year.”.

15 (b) APPLICABILITY.—

16 (1) NEW REGISTRANTS.—

17 (A) IN GENERAL.—Section 4(d)(1) of the  
18 Lobbying Disclosure Act of 1995, as added by  
19 subsection (a) of this section, shall apply with  
20 respect to registrations filed under section 4(a)  
21 of that Act after the end of the 60-day period  
22 beginning on the date of the enactment of this  
23 Act.

24 (B) FIRST ANNUAL FEE.—In the case of a  
25 registrant to whom subparagraph (A) applies,  
26 the fee required by section 4(d)(2) of the Lob-

bying Disclosure Act of 1995, as added by subsection (a) of this section, need not be paid in the case of a quarterly report filed less than 180 days after the registration is filed under section 4(a) of that Act.

(2) OTHER REGISTRANTS.—Except as provided in paragraph (1)(B), section 4(d)(2) of the Lobbying Disclosure Act of 1995, as added by subsection (a) of this section, shall take effect upon the expiration of the 60-day period beginning on the date of the enactment of this Act and shall apply with respect to registrations filed before, on, or after that effective date.

**SEC. 3. PENALTIES FOR FAILURE TO MAKE TIMELY FILINGS; RESPONSIBILITIES OF SECRETARY OF THE SENATE AND CLERK OF THE HOUSE.**

(a) IN GENERAL.—Section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is amended—

(1) in subsection (a)—

(A) by redesignating paragraphs (10) and (11) as paragraphs (11) and (12); and

(B) by inserting after paragraph (9) the following:

1 “(10) reconcile the databases maintained by the  
2 Secretary and the Clerk so that information in the  
3 databases is compatible and easily comparable;”;

4 (2) by redesignating subsection (b) as sub-  
5 section (e); and

6 (3) by inserting after subsection (a) the fol-  
7 lowing:

8 “(b) FINES FOR LATE FILINGS.—

9 “(1) IN GENERAL.—If any person fails to file a  
10 report required under section 5 by the date by which  
11 such report is due under such section, the Secretary  
12 of the Senate or the Clerk of the House of Rep-  
13 resentatives shall—

14 “(A) impose a fine of \$500 on such person;

15 or

16 “(B) in the case of a second or subsequent  
17 failure to so file, impose a fine of \$1,000 on  
18 such person.

19 “(2) RELATIONSHIP TO OTHER PENALTIES.—A  
20 fine imposed under paragraph (1) is in addition to  
21 any fine imposed under section 7 by reason of a fail-  
22 ure to file a report described in paragraph (1).

23 “(c) USE OF FEES AND FINES.—All fines paid pur-  
24 suant to subsection (b) and all fees paid under section 4(d)  
25 shall, subject to appropriations Acts, be available to the

1 Secretary of the Senate and the Clerk of the House of  
2 Representatives for reviewing and auditing registrations  
3 filed under section 4 and reports filed under section 5.

4 “(d) LIST OF DELINQUENT FILERS.—

5 “(1) IN GENERAL.—The Secretary of the Sen-  
6 ate and the Clerk of the House of Representatives  
7 shall maintain and make publicly available a list of  
8 all persons required to file reports under section 5  
9 who fail to do so by the dates required by such sec-  
10 tion.

11 “(2) REMOVAL OF PERSON FROM LIST.—If a  
12 person whose name is included on the list main-  
13 tained under paragraph (1) because of a failure to  
14 file a report under section 5 thereafter files the re-  
15 port and pays the fine under subsection (b) because  
16 of such failure, the Secretary of the Senate and the  
17 Clerk of the House of Representatives shall remove  
18 that person from the list.”.

19 (b) APPLICABILITY.—Subsections (b) and (d) of sec-  
20 tion 6 of the Lobbying Disclosure Act of 1995, as added  
21 by subsection (a) of this section, shall apply with respect  
22 to reports that are required to be filed under section 5  
23 of that Act after the end of the 60-day period beginning  
24 on the date of the enactment of this Act.

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